C.F. 100=00

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

W.P. No. 955 /2001

Petitioner : I. R. Bhosle, S/o Late Shri S. R. Bhosle, aged about 58 years, R/o D-196, Railway R.M.S. Colony, Taygore Nagar, Raipur, Distt. Raipur (C.G.)

VERSUS

Respondents :

1. Shri S. K. Nema,
   Circle Secretary,
   All India Postal Employee Union,
   Class - III, 53, Alok Nagar,
   Adarttal, Jabalpur (M.P.)
2. Shri V. K. Agrawal,
   Acting Circle Secretary,
   All India Postal Employee Union,
   Class - III, Ispat Bhawan,
   P.O. Bhilai Distt. Durg (C.G.)
3. Shri R. N. Chowdary,
   General Secretary,
   All India Postal Employee Union,
   Class - III, Dada Ghore Bhawan,
   2151/1, New Patel Nagar,
   New Delhi 110008

P.R. No. 956/2001 Received by Shri [illegible] on 13.6.2001

उपयुक्त आयुक्त, बिलासपुर संभाग बिलासपुर तहसील बिलासपुर 13/6/01

PETITION UNDER ART 226/227 OF THE CONSTITUTION OF INDIA, 1950 FOR THE ISSUANCE OF ORDERS WRIT OR DIRECTION FOR THE ENFORCEMENT OF LEGAL RIGHTS OF THE PETITIONER

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P.No.955/2001

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	11/10/2001/ Heard Shri A.K, Tiwari, learned counsel for the petitioner and Smt. K.M. Nayak, learned counsel for the respondent. O R D E R The main relief sought for in this writ petition is that the petitioner should be allowed to complete his term as Office Bearer of the Union . Interim relief is also for the said purpose. By way of interim order passed on 26/6/2001, the writ petitioner continued to remain as office bearer. Operative portion of the interim order passed on 26/6/2001 reads as under: "Until the next date of hearing, the impugned order dated 21/2/2001 (Annexure P/3) and order dated 30/5/2001 (Annexure P/4) shall remain suspended". In view of the said interim order, the writ petitioner was given protection so far as his office is concerned. Now it is submitted by learned counsel for the respondent that the term of office of the writ petitioner has expired on 5th September, 2001. As such, it is submitted that this writ petition has become infructuous as there is no other issue which survives consideration by this Court.	

[पीछे देखिये

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Shri A.K. Tiwari, learned counsel for the petitioner submits that normally office bearers including the writ petitioner should continue till the next election of the Union, under the relevant provisions prescribed in this regard. On the other hand, learned counsel for the respondent submits that election is to be conducted by the circle office.

On careful perusal of the averments made in the writ petition and particularly the relief sought in this petition, in my view complete relief has been allowed to the writ petitioner. Therefore, no further relief can be allowed by issuing further direction which is not prayed for in the writ petition. The writ petitioner has continued in the office till the date of expiry i.e., 5th September, 2001 and in fact by virtue of this Court's interim direction issued on 26/6/2001, the writ petitioner is continuing as office bearer till date. It will be fair and reasonable to say that since the term of office has already expired, no further relief can be allowed.

In the result, this petition is disposed of as infructuous.

Sd/-
Chief Justice

rsnr*

GRPRJ—FS/311—1/2001—50,000.